

WEBCAST 1: LEVELS OF CARE FOSTER CARE LICENSING INITIATIVE

Court Process for Relative Caregivers

Presenters

Jonelle Brom, Out-of-Home Care Specialist/DCF

Holly Telfer, Kinship Care Specialist/DCF

Bridget Bauman, Director of State Courts Office

OVERVIEW

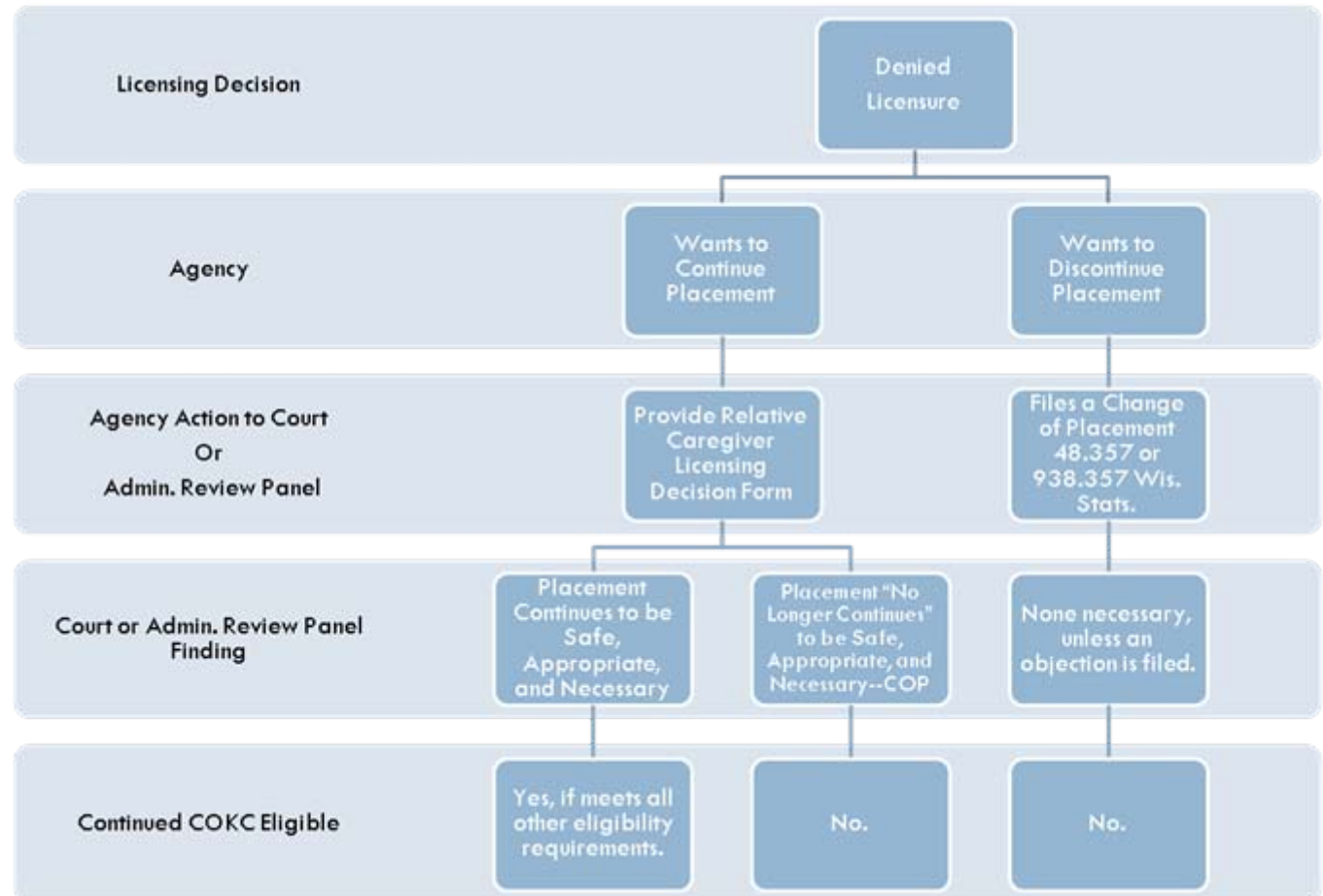
- Licensing options
- Forms to use with Courts and Court Documentation
- Continued Court Ordered Kinship Care Eligibility
- Discontinuing a Placement
- Collaboration with Legal Partners
- Questions

Licensing Decisions - COKC

- ❑ Issued a Foster Care License.
 - ❑ Denied Foster Care Licensure.
 - ❑ Deemed Unlicensable—relative caregiver must withdraw their application.
 - ❑ Refusal of the relative caregiver to comply with the licensing process.
- ❖ *Focus will be on the last three decisions.*

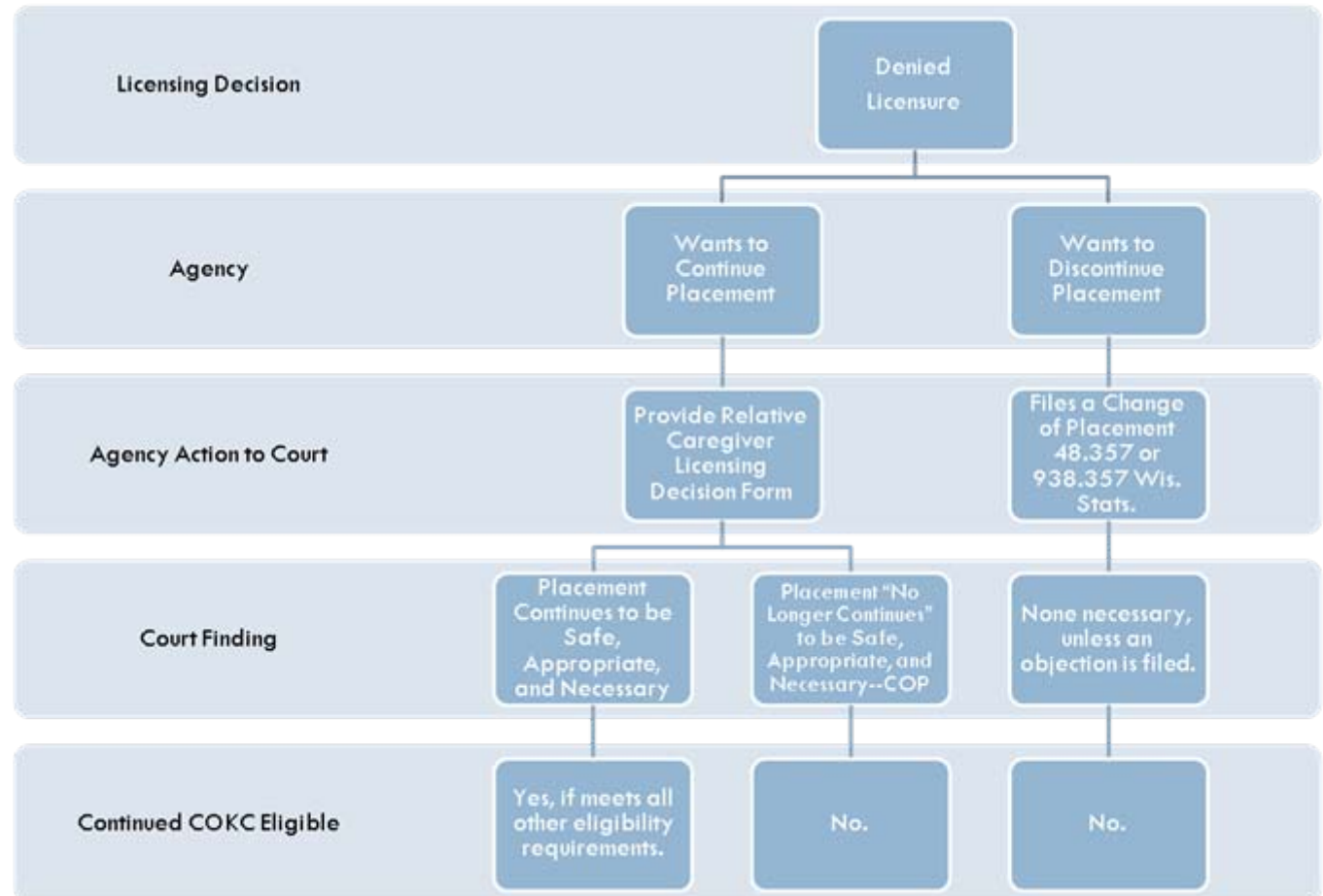
COKC - Approved Prior to 1/1/2010

D
e
n
i
e
d



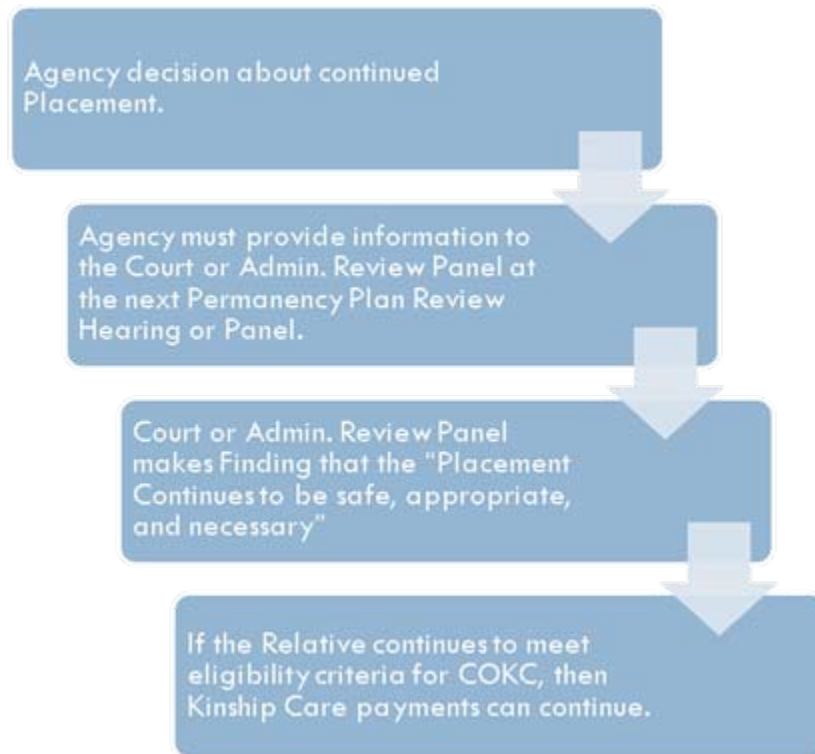
COKC - Approved After 1/1/2010

D
e
n
i
e
d

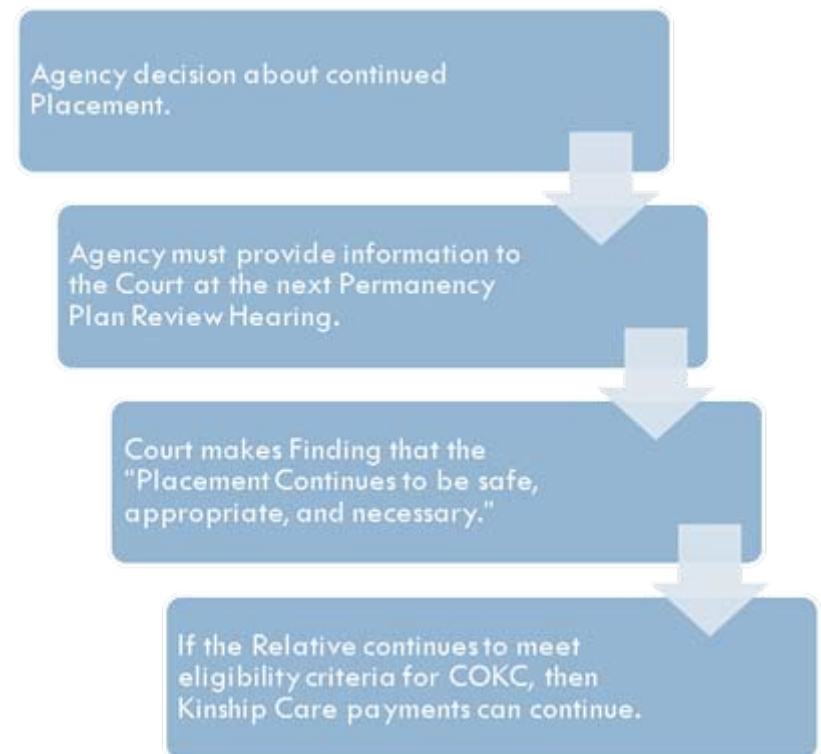


COKC Case – Denied FC License Placement and Payment Continues

Approved for COKC prior to 1/1/2010

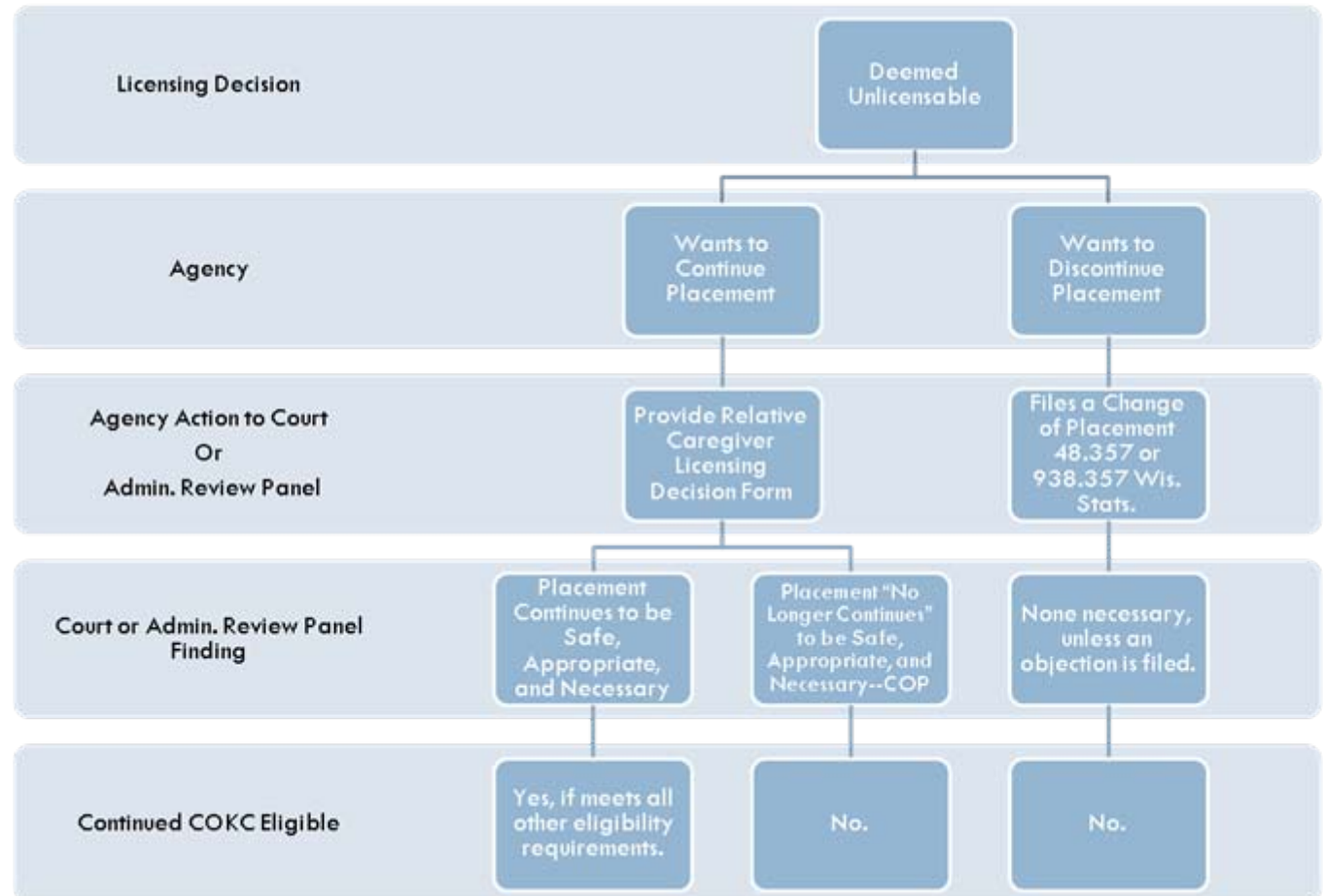


Approved for COKC after 1/1/2010



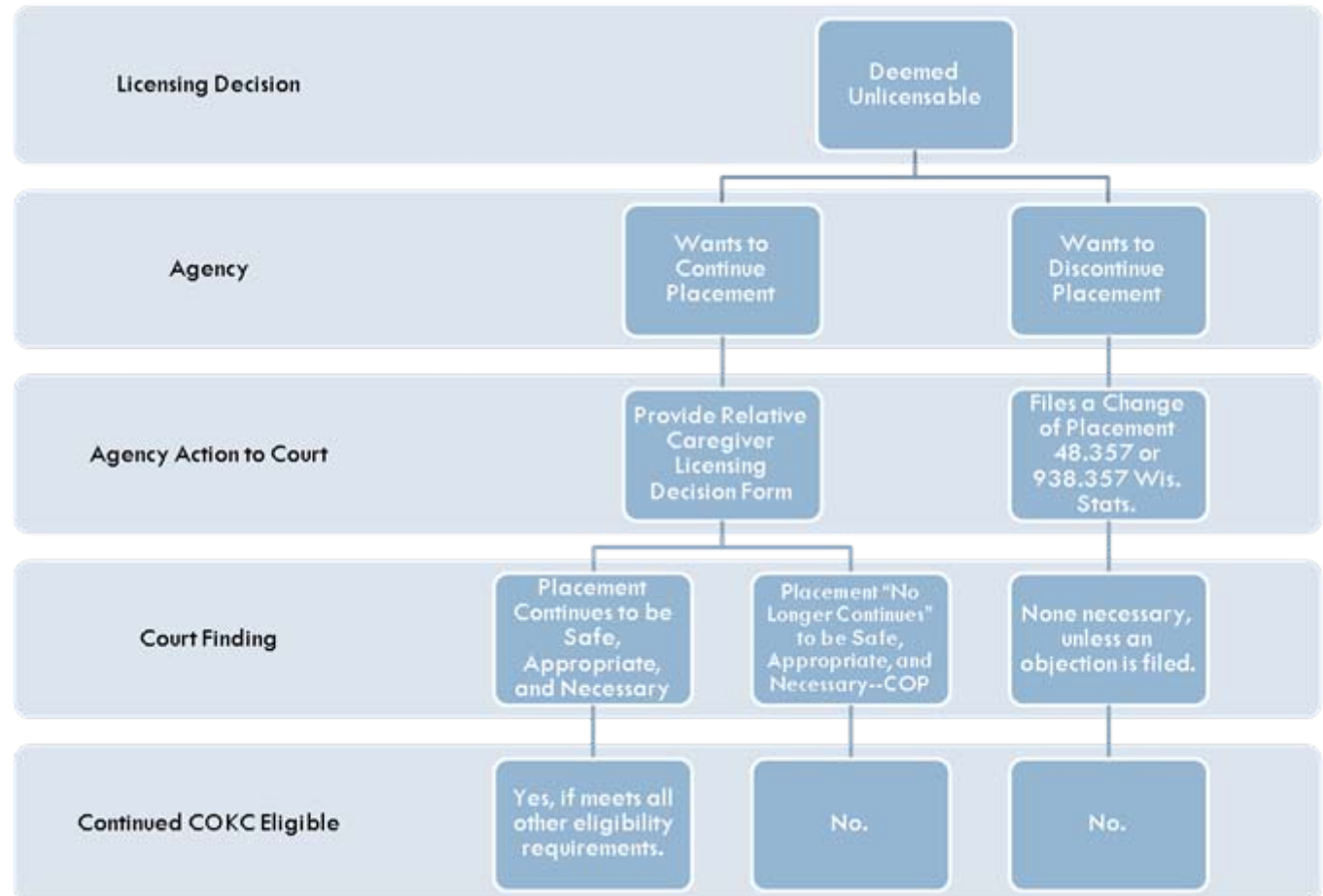
COKC Case – Approved Prior to 1/1/2010

U
n
l
i
c
e
n
s
a
b
l
e



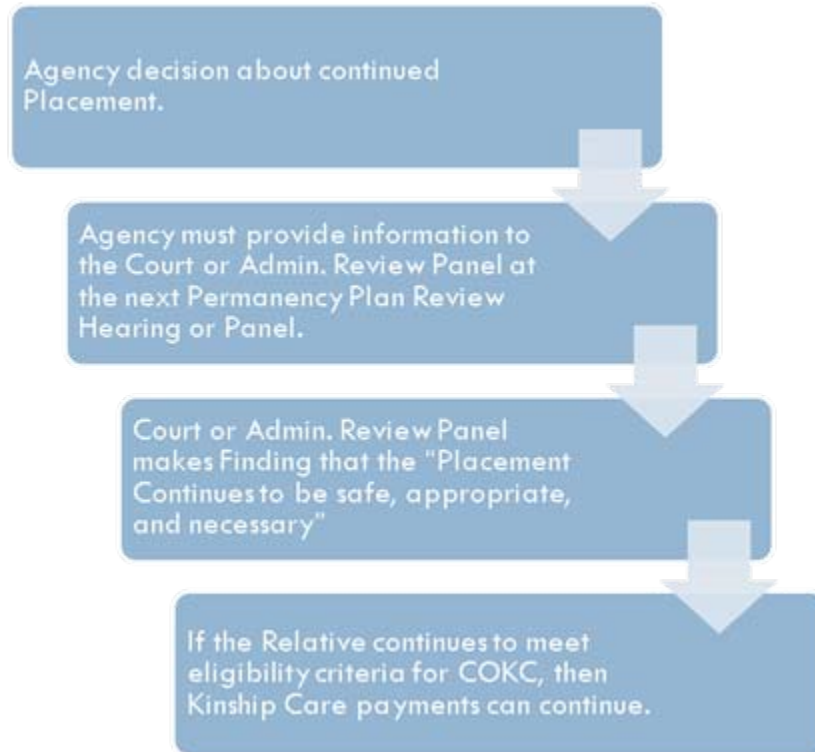
COKC Case – Approved After 1/1/2010

U
n
l
i
c
e
n
s
a
b
l
e

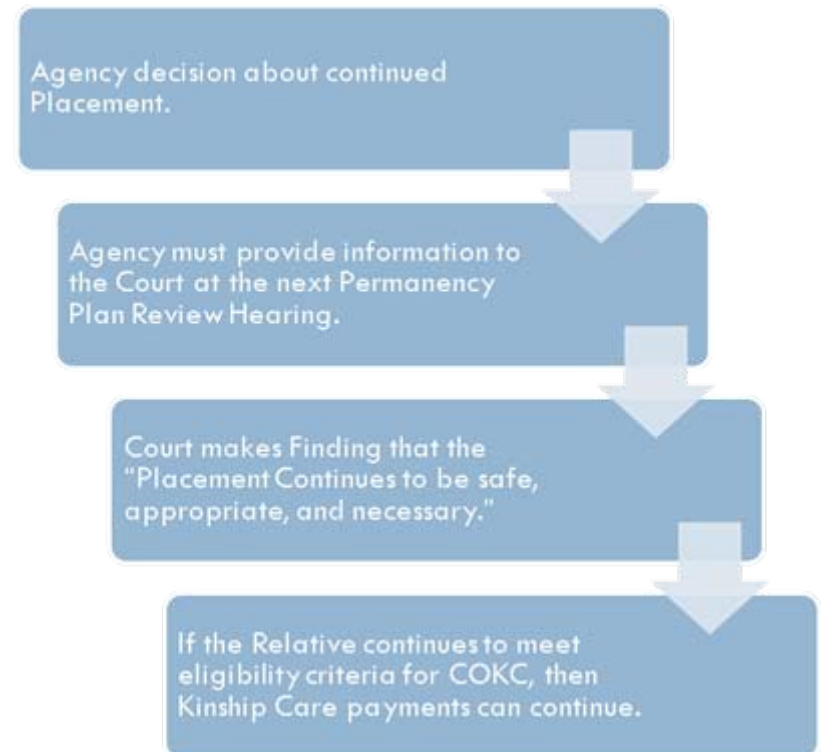


COKC Case – Deemed Unlicensable Placement and Payment Continues

Approved for COKC prior to 1/1/2010

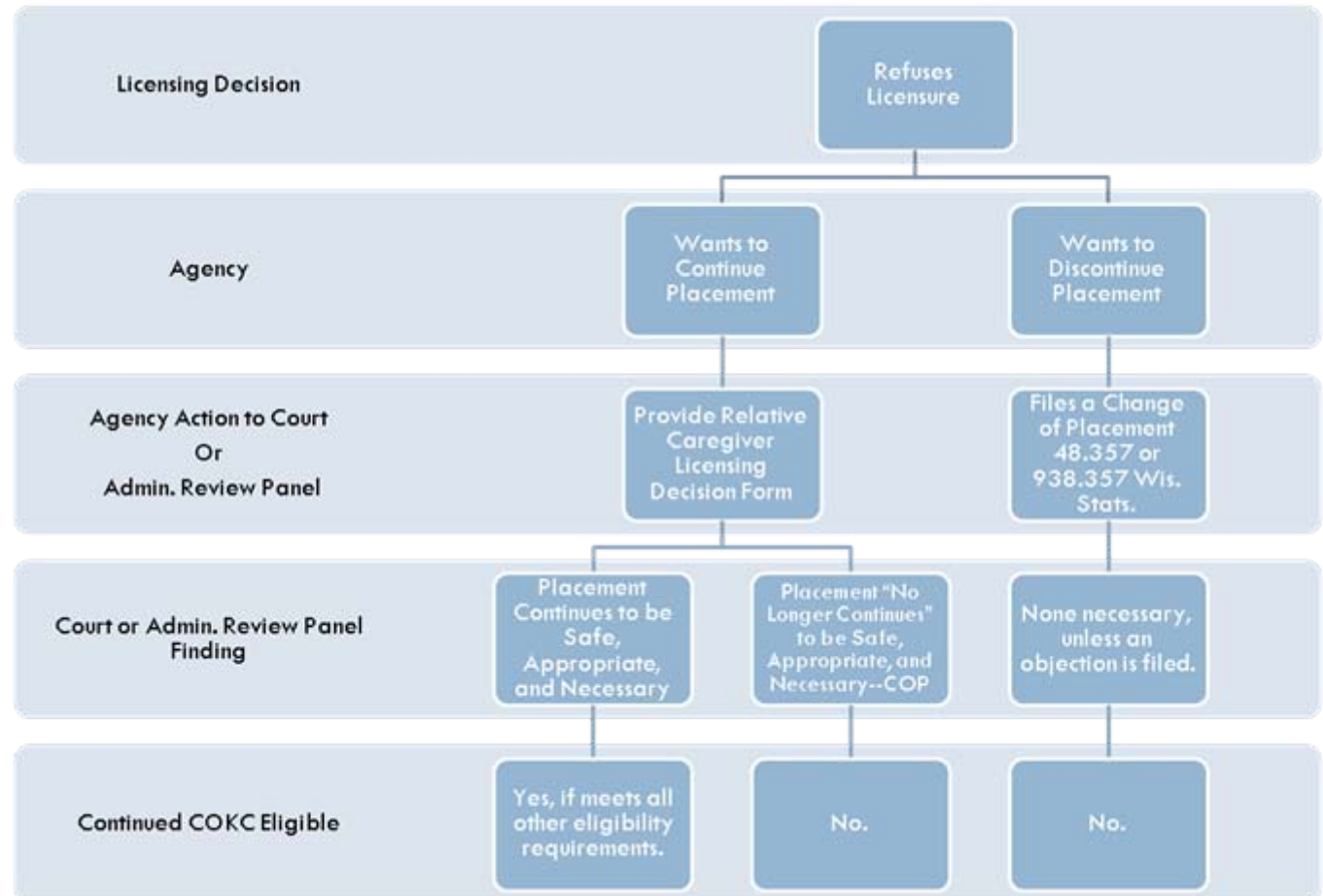


Approved for COKC after 1/1/2010



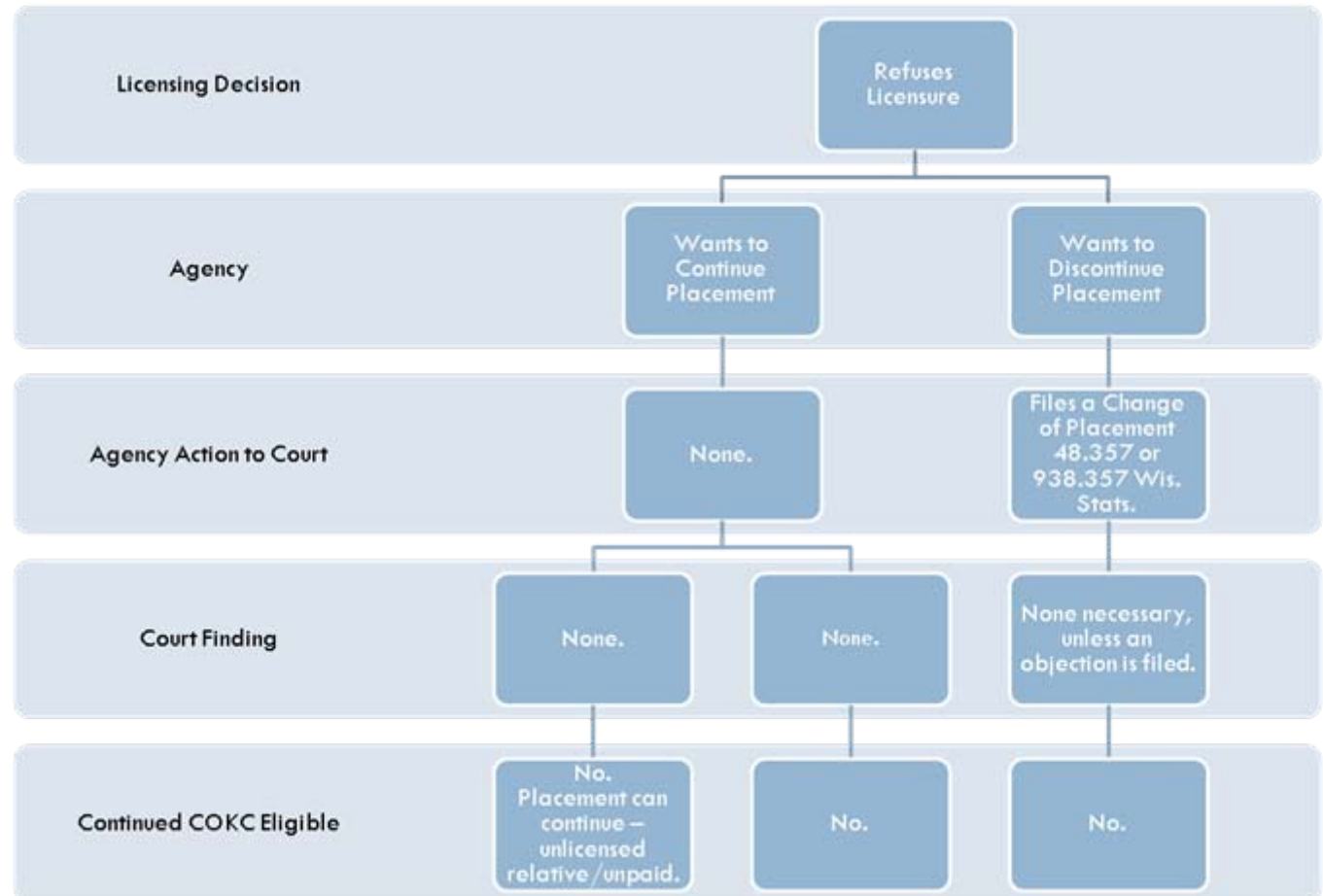
COKC Case – Approved Prior to 1/1/2010

R
E
F
U
S
E



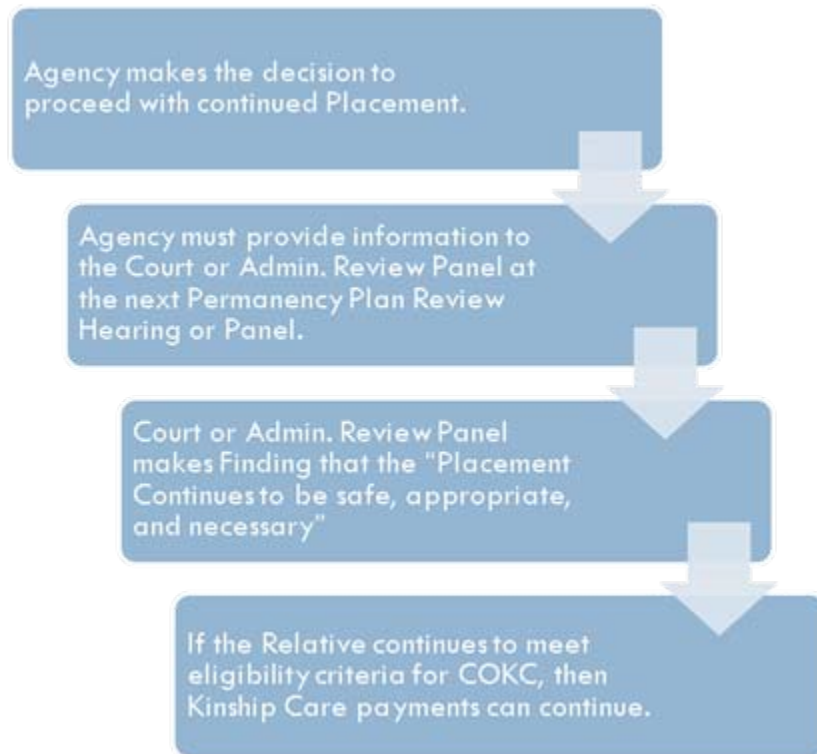
COKC Case – Approved After 1/1/2010

R
E
F
U
S
E

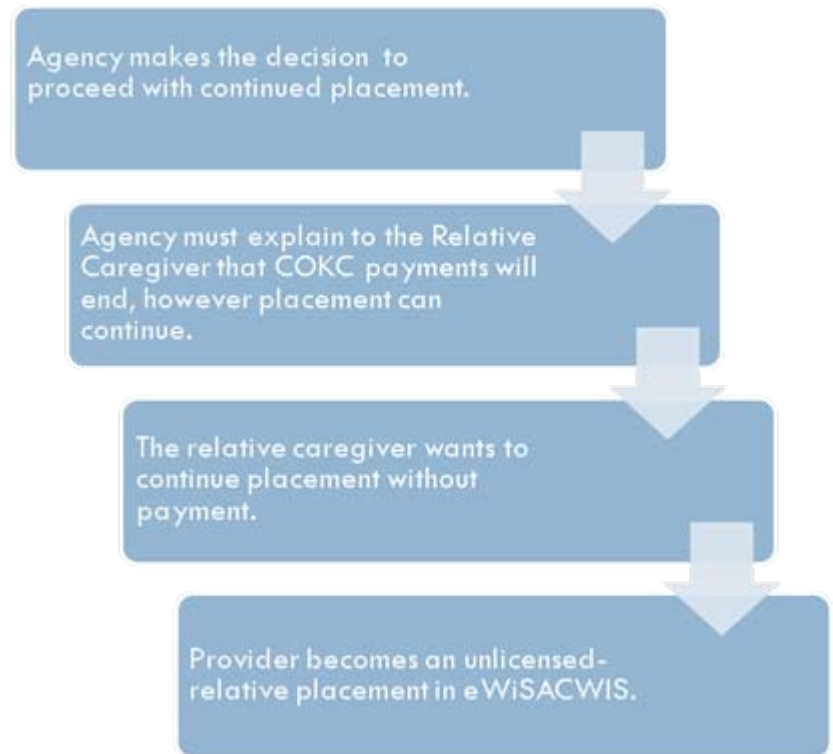


COKC Case – Refusal of Licensing Process Placement Continues...

Approved for COKC prior to 1/1/2010

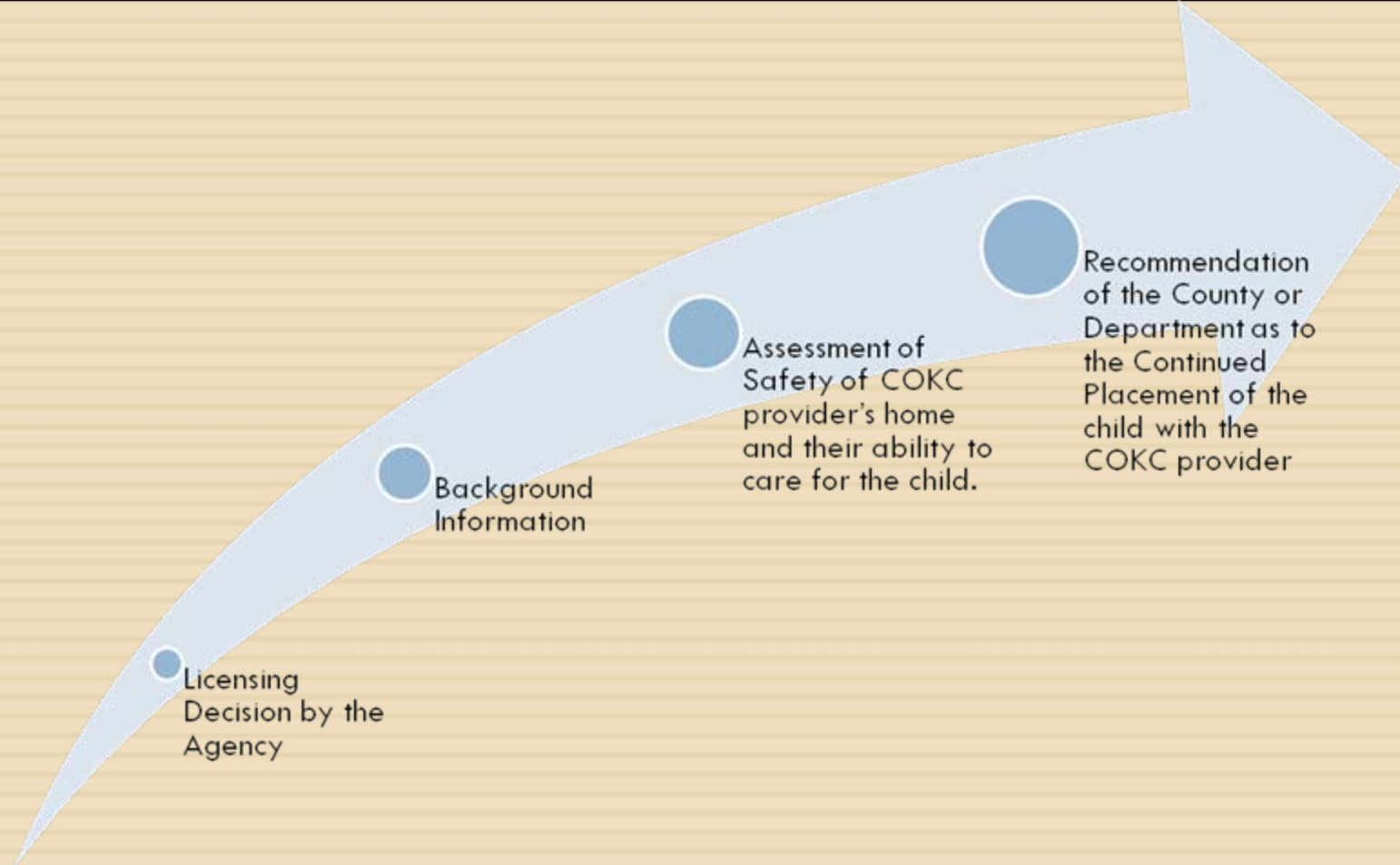


Approved for COKC after 1/1/2010



Agency and Courts - Forms

- ❖ Relative Caregiver Licensing Decision, DCF-F-2479-E
- ❖ Permanency Plan Hearing Order



Relative Caregiver Licensing Decision Form – DCF-F-2479-E

Required Information to be provided to the Court or Administrative Review Panel through Ch. DCF 58.065((3) & 58.066(2) Admin. Code and Ch. 48.57(3m)(ap)(3) & 48.57(3n)(ap)(3), Wis. Stats.

**When filing Request for Review of Permanency Plan may want to highlight this addendum is attached to the Permanency Plan.*

Court or Admin. Review Panel Finding— Permanency Plan Hearing Order

- Response to Finding 3 on Order – box checked “continues.”



- Response to Finding 3 on Order – box checked “does not continue”
- Response to Finding 6 on Order – box checked requiring agency to file a Change of Placement.

How does a relative caregiver continue to receive COKC payments?

Ch. DCF

58.065 (3)

And

58.066 (2)

Admin.
Code

- Licensing Decision that qualifies.
- Finding from Court or Administrative Review Panel that the Placement of the child/juvenile continues to be necessary, safe, and appropriate.
- Relative Caregiver continues to meet eligibility requirements.
 - ▣ Continue with Annual Renewals
 - ▣ No further requirement to get additional Findings in Court.

Courts may specifically want to make decisions about or be made aware of the following:

- ▣ Whether or not the Court wants an Administrative Review Panel to hear these decisions. (Even though it's allowed, some Courts may want to make these decisions.)
- ▣ Whether or not the Court is comfortable with the agency waiting until the next Permanency Plan Review/Hearing if one of these foster care licensing decisions has been made.
- ▣ How the court wants to be made aware that the review will include a determination regarding a relative caregiver licensing decision.
- ▣ There may be more Permanency Plan Review Hearings.
- ▣ Review the Relative Caregiver Licensing Form.
- ▣ Explanation to the Courts that their finding of continued placement does not guarantee eligibility for COKC program.



QUESTIONS

Resources

Levels of Care Page: http://dcf.wisconsin.gov/children/foster/levels_of_care/default.htm

Send Additional Questions to: DCFLOCWebcasts@wisconsin.gov

Next Webcast: April 7, 2010